

SAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

FILED
IN CLERKS OFFICE

District of Massachusetts

2004 OCT 18 P 2:34

Underwriters Insurance Co.

V.

Michael Peters Yacht Design, and
Black Thunder Powerboats, a/k/a
Black Thunder, Inc.

U.S. DISTRICT COURT
DISTRICT OF MASS.
SUMMONS IN A CIVIL ACTION

04 11392 DPW

CASE NUMBER:

TO: (Name and address of Defendant)

President
Michael Peters Yacht Design
47 S. Palm Avenue
Sarasota, FL 34236

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Philip M. Hirshberg, Esquire
MORRISON MAHONEY LLP
250 Summer Street
Boston, MA 02210-1181
(617) 439-7500

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

[Signature]

(By) DEPUTY CLERK



JUN 18 2004

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
District of MASSACHUSETTS

Case Number: 04 11392 DPW

Plaintiff:
UNDERWRITERS INSURANCE COMPANY

vs.

Defendant:
**MICHAEL PETERS YACHT DESIGN AND BLACK THUNDER
POWERBOATS, a/k/a BLACK THUNDER, INC.**

For: Seth S. Holbrook
Holbrook & Murphy

Received by Sarasota Process Servers, Inc. on the 11th day of October, 2004 at 9:31 am to be served on **MICHAEL PETERS YACHT DESIGN, PRESIDENT, 47 SOUTH PALM AVENUE, SARASOTA, FLORIDA 34236**. I, LYON M. ROBINSON, being duly sworn, depose and say that on the 11 day of Oct, 2004 at 12:15 p.m., executed service by delivering a true copy of the **SUMMONS IN A CIVIL ACTION, PLAINTIFF'S COMPLAINT, CIVIL COVER SHEET & NOTICE OF APPEARANCE** in accordance with state statutes in the manner marked below:

() INDIVIDUAL SERVICE: SERVED THE WITHIN-NAMED PERSON.

() SUBSTITUTE SERVICE: BY SERVING _____ AS
_____ WHO IS OVER THE AGE OF 15.

() POSTED SERVICE: AFTER ATTEMPTING SERVICE ON ____/____ AT ____ AND ON ____/____ AT ____ TO A CONSPICUOUS PLACE ON THE PROPERTY DESCRIBED HEREIN.

☒ OTHER SERVICE: AS DESCRIBED IN THE COMMENTS BELOW BY SERVING
MICHAEL PETERS AS PRES.

() NON SERVICE: FOR THE REASON DETAILED IN THE COMMENTS BELOW.

COMMENTS: _____

I certify that I have no interest in the above action, am of legal age and have proper authority in the jurisdiction in which this service was made.

Subscribed and Sworn to before me on the 11th day of
October, 2004 by the affiant who is
personally known to me.

Shelly Huffman
NOTARY PUBLIC



SHELLY HUFFMAN
MY COMMISSION # DD 308709
EXPIRES: April 28, 2008
Bonded Thru Budget Notary Services

[Signature]
PROCESS SERVER # 0051
Appointed in accordance
with State Statutes

Sarasota Process Servers, Inc.
P.O. Box 15009
Sarasota, FL 34277
(941) 365-1155

Our Job Serial Number: 2004006605